

## APPENDIX 5 – CERTIFICATION REGARDING DEBARMENT AND SUSPENSION



**WASHINGTON STATE DEPARTMENT OF TRANSPORTATION  
ADMINISTRATIVE SERVICES CONTRACTS OFFICE**

**CERTIFICATION REGARDING DEBARMENT, SUSPENSION, AND OTHER  
RESPONSIBILITY MATTERS - PRIMARY COVERED TRANSACTIONS**

This certification is required by the regulations implementing Executive Order 12549, Debarment and Suspension, 13 CFR Part 145. The regulations were published as Part VII of the May 26, 1988 *Federal Register* (pages 19160-19211).

Unless otherwise permitted by law, any person or entity that is debarred, suspended or voluntarily excluded may not participate in any federally assisted project, either as a participant or as a principal, during the period of debarment, suspension, or voluntary exclusion. To meet this requirement, a certification process has been established by 49 C.F.R. Part 29.

- (1) The Vendor/Subcontractor certifies to the best of its knowledge and belief, that it and its principals:
  - (a) Are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded by any Federal department or agency;
  - (b) Have not within a three- year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
  - (c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the defenses enumerated in paragraph (1) (b) of this certification;
  - (d) Have not within a three-year period preceding this proposal had one or more public transactions (Federal, State or local) terminated for cause or default.
- (2) Where the prospective participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

**WSDOT Acquisition No. ACQ-2009-00515-RFP**

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**Signature/Authorized Certifying Official**

\_\_\_\_\_  
**Date Signed**

\_\_\_\_\_  
**Name and Title**

\_\_\_\_\_  
**Vendor Name**